

MA# 005 3222-08



STATE OF IOWA
MASTER AGREEMENT
 Contract Declaration and Execution

EFFECTIVE BEGIN DATE: 03-07-2008
 EXPIRATION DATE: 03-01-2009
 PAGE: 2 of 3

LINE NO.	QUANTITY / SERVICE DATES	UNIT	COMMODITY / DESCRIPTION	UNIT COST / PRICE OF SERVICE
1	0.00000		92838	\$0.000000
FROM: 03-07-2008 TO: 03-01-2009				\$0.000000
			Electrical (Alternator/Generator, Battery, Ignition System, hourly rate for services during normal business hours is \$108.00	
2	0.00000		92838	\$0.000000
			Electrical (Alternator/Generator, Battery, Ignition System, over-time rate except Sundays and holidays is \$143.00/hour	\$0.000000
3	0.00000		92838	\$0.000000
			Electrical (Alternator/Generator, Battery, Ignition System, over-time rate for sundays and holidays is \$153.00 per hour	\$0.000000
4	0.00000	EA	92838	\$0.000000
			Electrical (Alternator/Generator, Battery, Ignition System, Parts or materials will be billed at vendor's cost (0 % mark-up) and must be equivalent to OEM	\$0.000000

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TERMS AND CONDITIONS

Terms & Conditions Service

The parties agree to comply with the terms and conditions on the following web site which are by this reference made a part of the Agreement.

General Terms and Conditions for service contracts are posted at: http://das.gse.iowa.gov/terms_services.pdf

**FIRST AMENDMENT TO TERMS AND CONDITIONS FOR SERVICES
CONTRACTS/SOLICITATIONS**

This FIRST AMENDMENT TO THE TERMS AND CONDITIONS is dated April 23, 2008, and is hereby entered into by and between the State of Iowa and Ziegler Inc.

WHEREAS, both the parties desire to amend Terms and Conditions as set forth herein;

NOW, THEREFORE, the parties hereby agree as follows:

1. Replace the wording in last two lines of the first paragraph of Section G. Indemnification.1. to the following:
...and the costs, expenses and attorneys' fees of other counsel retained by the Indemnified Parties to the extent directly related to, resulting from, or arising out of this Contract, including but not limited to any claims to the extent related to, resulting from, or arising out of but only to the extent the Contractor is liable:
2. Delete Section H. Insurance 4. Waiver of Subrogation Rights. (the entire paragraph)
3. Deleted the word 'books' in the middle of Section 26. Records Retention and Access.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first set forth above.

State of Iowa

By: Randall Stapp

Title: Purchasing Agent III

Date: April 23, 2008

Ziegler Inc.

By: Curtis J. Bailey

Title: CURTIS J. BAILEY
VICE PRESIDENT
GENERAL MANAGER

Date: 4/23/08



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VENDOR:

ZIEGLER INC
1500 ZIEGLER DR NW

ALTOONA, IA 50009
USA

VENDOR CONTACT:

Bob Mullenbach
PHONE: 515-957-3882
EMAIL:

EXT:**FOB****ISSUER:**

RANDALL STAPP
PHONE: 515-242-5005
EMAIL: Randall.Stapp@iowa.gov

Contract For: generator maintenance and repair

Generator maintenance and repair as needed (term contract) at designated State facilities in Des Moines. Work shall be scheduled through Rob Fulton ph 281-6058. Reference State bid RFB0208335084B (due 2/25/08).

Vendor contact is Bob Mullenbach ph 957-3882, e-mail: bob.mullenbach@zieglercat.com.

RENEWAL OPTIONS

FROM 03-02-2009 **TO** 03-01-2010
FROM 03-02-2010 **TO** 03-01-2011
FROM 03-02-2011 **TO** 03-01-2012

AUTHORIZED DEPARTMENT

005 Administrative Services, Dept

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		STATE OF IOWA	
CONTRACTOR'S NAME (If other than an individual, state whether a corp., partnership, etc.)		AGENCY NAME	
BY (Authorized Signature)	Date Signed	BY (Authorized Signature)	Date Signed
Printed Name and Title of Person Signing		Printed Name and Title of Person Signing	
Address		Address	



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